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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/676,722	09/28/2000	Donald L. Wilson	12548US02	2793

7590 02/11/2005

McAndrews Held & Malloy Ltd
500 West Madison Street
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Chicago, IL 60661

EXAMINER

GRIER, LAURA A

ART UNIT	PAPER NUMBER
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2644

DATE MAILED: 02/11/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Interview Summary	Application No.	Applicant(s)	
	09/676,722	WILSON ET AL.	
	Examiner	Art Unit	
	Laura A Grier	2644	

All participants (applicant, applicant's representative, PTO personnel):

(1) Laura A Grier.

(3) Ognyan Beremski

(2) Christopher Winslade.

(4) Sinh Tran.

Date of Interview: 08 February 2005.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.
If Yes, brief description: _____.

Claim(s) discussed: 1, 22, and 35.

Identification of prior art discussed: Hosaka et al.

Agreement with respect to the claims f) ☐ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.


Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Claim 1 and 41 (similar claim language/same invention)- discussion was in reference to the limitation of the obtuse angle and the ear canal entirely supporting the earpiece. Applicant agreed with suggested claim language for claims 1 and 41 to overcome the Hosaka reference and also agreed to submit a figure to comply with the ear canal entirely supporting the earpiece; claim 22-the discussion was based on the aspects of the flexible channel; claim 35-the discussion was based on the TDH-39 frequency response standard. The suggested changes and arguments provided are anticipated in the Response to current Non-final Office Action.